

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

OSCAR ALBERTO RAMON ALMONTE, et al.,
Plaintiffs,

v.

Civ. No. 02-1103(DRD)

SEARS ROEBUCK OF PUERTO RICO,
et al.,
Defendants

ORDER

Pending before the Court is Sears Roebuck of Puerto Rico, Inc.'s *Motion Requesting Attorney's Fees*. (Docket No. 91). Through said motion, Sears moves the Court to award it attorney's fees in the amount of \$12,267.50 provided that the Court entered Judgment in its favor on March 26, 2004.

Local Rule 54(a) clearly states that an application for attorneys' fees "**shall be filed within forty-five (45) days of entry of judgment.**" (*emphasis ours*). Understanding that *Judgment* in the instant case was entered by the Court on March 26, 2004 – **almost an entire year before the present motion was filed** – the Court deems that Sears's request is **untimely**, pursuant to Fed.R.Civ.P. 54(d) and Local Rule 54(a), by about **three hundred days**, thus precluding this Court from granting the matter.

Accordingly, Sears's request for attorneys' fees is **DENIED** for failure to comply with Fed.R.Civ.P. 54(d) and Local Rule 54(a), rendering the motion untimely.

IT IS SO ORDERED.

Date: March 3rd, 2006

S/ Daniel R. Dominguez
DANIEL R. DOMINGUEZ
U.S. DISTRICT JUDGE